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 10 Attorneys for Defendants
 11 UTSTARCOM, INC., HONG LIANG LU,
 12 YING WU, MICHAEL SOPHIE, THOMAS TOY,
 13 and FRANCIS BARTON

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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

1 PETER RUDOLPH, individually and on behalf) CASE NO.: C-07-4578 SI
 2 of all others similarly situated,)
 3 Plaintiff,)
 4 v.)
 5 UTSTARCOM, HONG LIANG LU, YING WU,)
 6 MICHAEL SOPHIE, THOMAS TOY, and)
 7 FRANCIS BARTON,)
 8 Defendants.)
 9)
 10)
 11 Date: July 18, 2008
 12 Time: 2:30 p.m.
 13)
 14 Before: Hon. Susan Illston
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1 WHEREAS, on May 16, 2008 plaintiff filed his Second Amended Class Action
 2 Complaint for Violations of the Federal Securities Law (“Second Amended Complaint”);

3 WHEREAS, it is presently set that a) the defendants have until June 5, 2008 to answer or
 4 otherwise respond to the Second Amended Complaint; b) plaintiff has until June 27, 2008 to file
 5 an opposition to the defendants’ motion to dismiss; and c) the defendants have until July 3, 2008
 6 to file a reply to the plaintiff’s opposition;

7 WHEREAS, the Court has set a Hearing and Case Management Conference for this
 8 matter on July 18, 2008;

9 WHEREAS, counsel for defendants would like to continue the hearing and case
 10 management conference by two weeks in order to accommodate a medical leave for Terry T.
 11 Johnson, counsel for defendants, who will be on medical leave from June 25, 2008 until
 12 approximately August 1, 2008;

13 WHEREAS, counsel for plaintiff and defendants have met and conferred and have agreed
 14 to the briefing schedule set forth below for defendants’ motion to dismiss the Second Amended
 15 Complaint;

16 WHEREAS, the parties therefore stipulate that: a) defendants shall answer or otherwise
 17 respond to the complaint by June 6, 2008; b) plaintiff shall oppose any such answer or response
 18 by July 3, 2008; c) defendants shall file their reply to any opposition by July 18, 2008; d) the
 19 hearing on defendants’ motion to dismiss shall be set for August 1, 2008; and e) the Case
 20 Management Conference for this matter shall be rescheduled to August 1, 2008, to coincide with
 21 the hearing on the motion to dismiss:

22 NOW THEREFORE, pursuant to the parties’ stipulation and subject to the Court’s
 23 approval:

24 (a) Defendants shall answer or otherwise respond to the complaint by June 6, 2008;
 25 (b) If and when defendants serve any motion(s) to dismiss the Second Amended
 26 Complaint, plaintiff shall oppose any such answer or response by July 3, 2008, and defendants
 27 shall file their reply to any opposition by July 18, 2008; and
 28 (c) The hearing on defendants’ motion to dismiss shall be set for August 1, 2008;

1 (d) The Case Management Conference for this matter, currently scheduled for July
2 18, 2008, shall be rescheduled to August 1, 2008, to coincide with the hearing on the motion to
3 dismiss:

4 IT IS SO STIPULATED.

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6 Dated: May 22, 2008

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

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9 By: /s/ BAHRAM SEYEDIN-NOOR
10 BAHRAM SEYEDIN-NOOR

11 Attorneys for Defendants

12 Dated: May 22, 2008 FINKELSTEIN, THOMPSON LLP

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14 By: /s/ DONALD J. ENRIGHT
15 DONALD J. ENRIGHT

16 Attorneys for Plaintiff

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18 **ORDER**

19 PURSUANT TO THIS STIPULATION, AND GOOD CAUSE APPEARING, IT IS SO
20 ORDERED.

21
22 Dated: _____



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24 The Honorable Susan Illston
United States District Court Judge

1 I, Bahram Seyedin-Noor, am the ECF User whose identification and password are being
2 used to file the Joint Stipulation and [Proposed] Order Regarding Briefing Schedule for
3 Defendants' Response to Plaintiff's Second Amended Class Action Complaint. I hereby attest
4 that Donald J. Enright has concurred in this filing.
5

6 Dated: May 22, 2008

7 WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

8 By: /s/ BAHRAM SEYEDIN-NOOR
9 BAHRAM SEYEDIN-NOOR

10 Attorneys for Defendants

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